



To: Commissioner's Court

From: Bill Burke

Date: 1-30-12

Subject: Courthouse Addition Change Orders for Turner Construction

PCO #15R1 – Pier Reconciliation settlement for credit of (\$51,506.00)

This settlement was negotiated between Turner and their subcontractor, Purchasing and me. The following points are part of the dialogue between the parties.

1. The actual drilled pier footage is 1,592 feet less than the bid estimated footage of 5,365.
2. Turner feels that the 78.00/ft. price they included in the bid was an error for which they should not be held responsible.
3. According to the Architect and Structural Engineer the contractual calculated credit should be over \$150,000.00.
4. The arrived upon credit was based on the schedule of values pier pricing agreed upon by all parties prior to construction. Using this schedule we took back 29.7% of the amount in the bid as the difference between the bid footage and actual footage drilled.

Staff recommendation is to accept this settlement as an equitable way to close this matter. If Court does not accept this settlement we would hold \$150,000.00 from the pay application until some other arrangement could be agreed upon.

Building Addition changes total – (\$51,506.00)

Renovation changes total - 0

This change order totals – (\$51,506.00)

Building Addition change orders total-\$118,232.00 or 0.45% of contract.

Renovation change orders total-\$152,297.00 or 0.57% of contract.

Total Change Orders for the Project are \$270,529.00 or 1.03% of contract.